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APPLICATION NO	FILING DATE	FIRST NAMED INVENTOR	ATTORNLY DOCKET NO	CONFIRMATION NO
09/897,433	07.03-2001	Eric Grouzmann	81985 279329	3566
909	7590 10/02/2001	2		
PILLSBUR	Y WINTHROP, LLF	EXAMINER		
P.O. BOX 10 MCLEAN, V			WITZ, JEAN C	
			ART UNIT	PAPER NUMBER
			1651	
			DATE MAILED: 10/02/2002	2 (

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examiner Jan C Witz Jan C Wit			Application No.	Applicant(s)			
### Device of Fig. 1. ** ### ASHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. ### ASHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. ### ASHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. ### ASHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. ### ASHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. #### THIS COMMUNICATION IS specified as the state of the stat			09/897,433	GROUZMANN ET AL.			
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1) Responsive to communication(s) filed on 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213 Disposition of Claims 4) Claim(s) 1-18 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) 1-18 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: a) approved b) disapproved by the Examiner. If approved, corrected drawings are required in reply to this Office action. 12) The oath or declaration is objected to by the Examiner. Priority under 35 U.S.C. §§ 119 and 120 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some *c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received. 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application). a) The translation of the foreign language provisional application has been received. 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 120 and/or 121. Attachment(s) Notice of References Cited (PTO-852) S) Notice of Indomal Patent Application (PTO-152)	THE I - Exter after - It the - It FIC - Failu - Any r earne	MAILING DATE OF THIS COMMUNICATI asions of time may be available under the provisions of 37 C SIX (6) MONTHS from the mailing date of this communication period for reply specified above is less than thirty (30) days to period for reply is specified above, the maximum statutory per to reply within the set or extended period for reply will, by reply received by the Office later than three months after the	ON. FR 1 136(a) In no event, however, maron a reply within the statutory minimum of period will apply and will expire SIX (6) N statute, cause the application to become	y a reply be timely filed thirty (30) days will be considered timely MONTHS from the mailing date of this communication BABANDONED (35 U.S.C. § 133)			
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2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) Notice of Informal Patent Application (PTO-152)	Attachmer	nt(s)					
	2) Notice	ce of Draftsperson's Patent Drawing Review (PTO-94	48) 5) Notice	of Informal Patent Application (PTO-152)			

Application/Control Number: 09/897,433

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DETAILED ACTION

Election/Restrictions

This application contains claims directed to the following patentably distinct species of the claimed invention:

The species comprise:

- 1) the disease, disorder and conditions listed in claim 1.
- 2) the peptidases listed in claim 17

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species from each group above for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, all claims are generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

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Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jean C. Witz whose telephone number is (703) 308-3073. The examiner can normally be reached on 6:30 a.m. to 4:00 p.m. M-Th and alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Wityshyn can be reached on (703) 308-4743. The fax phone numbers for the organization where this application or proceeding is assigned are (703)

872-9306 for regular communications and (703) 872-9307 for After Final communications.

0196.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-

Utan C. Witz Primary Examiner Art Unit 1651

October 1, 2002